

**ROAD OBSTRUCTIONS (SPECIAL PROVISIONS)  
REVIVAL AND AMENDMENT ACT, 1979, No. 144**

**New South Wales**



ANNO VICESIMO OCTAVO

**ELIZABETHÆ II REGINÆ**

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**Act No. 144, 1979.**

An Act to revive and amend the Road Obstructions (Special Provisions) Act, 1979. [Assented to, 28th November, 1979.]



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*Road Obstructions (Special Provisions) Revival and Amendment.*

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SCHEDULE 1.

Sec. 4.

AMENDMENT OF THE ROAD OBSTRUCTIONS (SPECIAL PROVISIONS)  
ACT, 1979.

(1) Section 3 (1), definition of "authorised officer"—

Omit the definition, insert instead :—

"authorised officer" means a member of the police force who is of or above the rank of sergeant or who is for the time being in charge of a police station;

(2) (a) Section 4 (1)—

Omit "unreasonably obstructing", insert instead "on a public road and ought to be moved in order to prevent it obstructing or continuing to obstruct".

(b) Section 4 (1)—

After "Schedule 1", insert "containing such directions relating to the movement of the vehicle within such time as the Commissioner or authorised officer, as the case may be, thinks fit".

(c) Section 4 (2) (a), (b)—

Omit the paragraphs, insert instead :—

- (a) the person who last drove the motor vehicle before the notice was affixed to it shall forthwith move the vehicle in accordance with the directions contained, and within the time specified, in the notice; and
- (b) the person shall not, before the directions contained in the notice have been complied with, do anything to render the motor vehicle immobile.

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*Road Obstructions (Special Provisions) Revival and Amendment.*

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SCHEDULE 1—*continued.*

AMENDMENT OF THE ROAD OBSTRUCTIONS (SPECIAL PROVISIONS)  
ACT, 1979—*continued.*

(d) Section 4 (7)—

After section 4 (6), insert :—

(7) An offence referred to in subsection (3) is an offence of absolute liability.

(3) Section 5 (1)—

Omit “, within 2 hours after the notice is affixed to it, moved to a place where, in the opinion of the Commissioner or an authorised officer, it is no longer unreasonably obstructing a public road”, insert instead “moved in accordance with the directions contained, and within the time specified, in the notice”.

(4) Schedule 1—

Omit :—

This motor vehicle is unreasonably obstructing a public road.

The person who last drove this motor vehicle—

(a) must, within 2 hours, move it to a place where it is no longer unreasonably obstructing a public road; and

(b) must not render the motor vehicle immobile.

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*Road Obstructions (Special Provisions) Revival and Amendment.*

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SCHEDULE 1—*continued.*

AMENDMENT OF THE ROAD OBSTRUCTIONS (SPECIAL PROVISIONS)  
ACT, 1979—*continued.*

insert instead :—

The person who last drove this motor vehicle—

- (a) must forthwith move it in accordance with the following directions :—

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\* Here insert directions for the movement of the motor vehicle.

- (b) must not render the motor vehicle immobile.
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